

**COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

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**The Minutes**

**August 9, 2004**

**C044775      MERRITT(REZNICK) V. REZNICK      (Not for Publication)**

The order from which the appeal was taken is reversed with the directions to the trial court to reopen the trial in conformity with this opinion. Wife shall pay Husband's costs for this appeal.

MORRISON, J.

We concur:    Raye, Acting P.J.  
                  Hull, J.

**August 10, 2004**

**C043355      THE PEOPLE v. REYES      (Not for Publication)**

The judgment is affirmed.

NICHOLSON, J.

We concur:    Blease, Acting P.J.  
                  Raye, J.

**C044891      THE PEOPLE v. HEDGES      (Not for Publication)**

The judgment is affirmed.

RAYE, J.

We concur:    Blease, Acting P.J.  
                  Butz, J.

**C045384      THE PEOPLE v. SELF      (Not for Publication)**

The judgment is affirmed.

Blease, Acting P.J.

We concur:    Davis, J.  
                  Raye, J.

**C044226      ELLIOTT et al. v. FEDICH      (Not for Publication)**  
**ELLIOTT et al. v. FEDICH**

The judgment is affirmed. The Elliotts shall recover their costs on appeal.  
(Cal. Rules of Court, rule 27(a).)

NICHOLSON, J.

We concur:    Sims, Acting P.J.  
                  Hull, J.

**C045517      NORTHERN CALIFORNIA COLLECTION SERVICE, INC. v. FARINHA      (Not for Publication)**

The order is affirmed.

SCOTLAND, P.J.

We concur:    Blease, J.  
                  Raye, J.

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**The Minutes**

**August 10, 2004, continued**

- C043888      In re L.N.; THE PEOPLE v. L.N.                      (Not for Publication)**  
The juvenile court's sustaining of counts 1, 3, and 4 is reversed for insufficiency of the evidence. The matter is remanded to the juvenile court with directions to dismiss the petition against the minor.  
NICHOLSON, Acting P.J.  
We concur:     Raye, J.  
                     Hull, J.
- C044502      THE PEOPLE v. LEIGHTON**  
**BY THE COURT:**  
Appellant's petition for rehearing is granted. The decision filed on July 19, 2004, is vacated. Consequently, submission of the case is vacated and the matter will be resubmitted following supplemental briefing.  
Appellant's supplemental opening brief is to be served and filed on or before August 30, 2004. Respondent's supplemental brief is to be served and filed 20 days after the filing of appellant's brief.  
No supplemental reply brief will be allowed.  
BLEASE, Acting P.J.
- C045271      BERRY v. BERRY**  
**BY THE COURT:**  
Appellant's request to publish the opinion filed on July 30, 2004, is denied.  
BLEASE, Acting P.J.
- C045271      BERRY v. BERRY**  
**BY THE COURT:**  
Appellant's petition for rehearing is denied.  
BLEASE, Acting P.J.

**August 11, 2004**

- C042256      THE PEOPLE v. ABURTO                                      (Not for Publication)**  
The judgment is affirmed.  
HULL, J.  
We concur:     Scotland, P.J.  
                     Sims, J.
- C044974      THE PEOPLE v. TAFOYA                                      (Not for Publication)**  
The judgment is modified... As modified, the judgment is affirmed.  
SIMS, J.  
We concur:     Scotland, P.J.  
                     Butz, J.

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STATE OF CALIFORNIA  
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**The Minutes**

**August 11, 2004, continued**

- C045360      THE PEOPLE v. BOGGESS      (Not for Publication)**  
The judgment is affirmed. The trial court is directed to prepare a corrected abstract of judgment to reflect the order to register (Pen. Code, § 290) and restitution in an amount to be determined to be paid to the victim, and to forward a certified copy to the Department of Corrections.  
SIMS, J.  
We concur:    Scotland, P.J.  
                 Butz, J.
- C044636      MOYSE v. FELLOWS      (Certified for Publication)**  
The judgment is affirmed. Appellant Fellows shall bear costs on appeal. (Cal. Rules of Court, rule 27 (a).)  
ROBIE, J.  
We concur:    Hull, Acting P.J.  
                 Butz, J.
- C044967      In re D.I.; THE PEOPLE v. D.I.      (Not for Publication)**  
The juvenile court's order sustaining the section 602 petition is reversed and the matter is remanded for further proceedings consistent with this opinion.  
DAVIS, Acting P.J.  
We concur:    Hull, J.  
                 Robie, J.
- C045586      In re KYLE K.; THE PEOPLE v. KYLE K.      (Not for Publication)**  
The judgment is affirmed.  
SIMS, J.  
We concur:    Scotland, P.J.  
                 Butz, J.
- C046863      THE PEOPLE v. CASTRO**  
BY THE COURT:  
Pursuant to the written request of the appellant, the appeal filed May 13, 2004, is dismissed. It is further ordered that the remittitur issue forthwith. (See Cal. Rules of Court, rule 30.3.)  
SCOTLAND, P.J.

**COURT OF APPEAL  
STATE OF CALIFORNIA  
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**The Minutes**

**August 12, 2004**

- C043690      THE PEOPLE v. HINTON      (Certified for Publication)**  
The judgment (02F04337) and order revoking defendant's probation (97F08671) are reversed. These matters are remanded to the trial court for further proceedings consistent with this opinion. (*CERTIFIED FOR PUBLICATION.*)  
BY THE COURT:  
SCOTLAND, P.J.  
NICHOLSON, J.  
HULL, J.
- C045315      THE PEOPLE v. NEIGHBORS      (Not for Publication)**  
The judgment is affirmed.  
BLEASE, Acting P.J.  
We concur: Davis, J.  
Robie, J.
- C043582      HUDDLESTON v. ULTRAMAR, INC.      (Not for Publication)**  
The judgment is affirmed. Defendant is awarded its costs on appeal.  
HULL, J.  
We concur: Sims, Acting P.J.  
Raye, J.
- C044415      VILLAGE CONCEPTS, INC. et al. v. TIETZ      (Not for Publication)**  
The judgment (order) is reversed with directions to enter an order granting Tietz's anti-SLAPP motion and to award Tietz his attorney's fees (including attorney's fees on appeal) and costs pursuant to section 425.16, subdivision (c) upon Tietz's evidentiary showing. Tietz shall recover his costs on appeal.  
BLEASE, Acting P.J.  
We concur: Sims, J.  
Raye, J.
- C044093      WOLFE, JR. v. SACRAMENTO COUNTY BAR ASSOCIATION et al.      (Not for Publication)**  
... Accordingly, the judgment is affirmed.  
BLEASE, Acting P.J.  
We concur: Davis, J.  
Butz, J.

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**The Minutes**

**August 12, 2004, continued**

**C045455      THE PEOPLE v. COE**

BY THE COURT:

Appellant's petition for rehearing is granted. The decision filed on July 14, 2004, is vacated. Pursuant to rule 25(b)(2) of the California Rules of Court, the court requests respondent serve and file a response to the petition for rehearing on or before September 1, 2004.

BLEASE, Acting P.J.

**August 13, 2004**

**C044255      THE PEOPLE v. OSTRANDER      (Not for Publication)**

The judgment is affirmed.

MORRISON, J.

We concur:    Blease, Acting P.J.  
Butz, J.

**C043053      STUMP et al. v. COUNTY OF SACRAMENTO      (Not for Publication)**

The judgment is affirmed.

Hull, J.

We concur:    Sims, Acting P.J.  
Davis, J.

**C045640      In re JACOB K.; NEVADA COUNTY HUMAN SERVICES AGENCY v. PAUL K.  
et al.      (Not for Publication)**

The orders of the juvenile court are affirmed.

DAVIS, J.

We concur:    Scotland, P.J.  
Blease, J.